



08-04-04

AF/3738

IFW  
\$

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Furst  
For : IMPROVED EXPANDABLE GRAFT  
Serial No. : 09/771,073  
Filing Date : January 29, 2001  
Gr. Art Unit : 3738  
Our Docket : ICON 2 13087

**PETITION FOR REQUEST FOR EXTENSION OF TIME  
TO FILE A NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

"Express Mail" Mailing Label Number **EV471021177 US**

Date of Deposit **08-03-04**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the

Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

Dear Sir:

**R. Cox**

(TYPED OR PRINTED NAME OF SENDER)

A Final Office Action was mailed by the Examiner on March 11, 2004. (SIGNATURE)

Applicant submits this request for a two-month extension of time under 37 C.F.R. 1.136(a) to file a Notice of Appeal until August 11, 2004. The fee for filing such an extension of time to respond to the above referenced matter, namely \$210.00 as prescribed under 37 C.F.R. 1.17(a)(4), is enclosed herewith. If it is determined that an additional fee is necessary, or if it is established that a credit is due, the Commissioner is hereby authorized to charge our Deposit Account No. 06-0308.

Additionally, if it is determined that a longer or shorter extension of time is required, it is respectfully requested that this be a request therefor.

Applicant's attorney can be reached at the telephone number below if any further information is needed.

Respectfully submitted,  
FAY, SHARPE, FAGAN, MINNICH & McKEE

By: 

BRIAN E. TURUNG  
Reg. No. 35,394  
1100 Superior Avenue, 7<sup>th</sup> Floor  
Cleveland, Ohio 44114-2579  
Telephone: (216) 861-5582  
Facsimile: (216) 241-1666